

Judicial Assignment: Hon. Robert S. Lasnik

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MAPLE LEAF HOUSING
INVESTMENTS, LLC, a Washington
company,

Plaintiff,

vs.

TEXACO DOWNSTREAM PROPERTIES
Inc., a Delaware corporation,

Defendant.

Case No. 2:18-cv-01710-RSL

STIPULATED MOTION AND
~~PROPOSED~~ ORDER EXTENDING
TIME FOR RESPONSIVE PLEADING

Note on calendar: December 4, 2018

On November 28, 2018, Defendant TEXACO DOWNSTREAM PROPERTIES INC. ("Defendant") timely filed and served a Notice of Removal of Action pursuant to 28 U.S.C. §§ 1332, 1441, and 1446. Prior to its Notice of Removal, Defendant did not file a responsive pleading in connection with Plaintiff MAPLE LEAF HOUSING, INVESTMENTS, LLC's ("Plaintiff") complaint; pursuant to the Federal Rules of Civil Procedure ("FRCP"), Rule 81(c), a defendant must answer, present other defenses or objections within 7 days after the notice of removal is filed (i.e., by December 5, 2018).

On November 30, 2018, Defendant transmitted a meet and confer correspondence to Plaintiff requesting that certain claims for relief be dismissed or restated.

STIPULATION RE: ADDITIONAL TIME TO
FILE RESPONSIVE PLEADING
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Rogers Joseph O'Donnell
311 California Street, Floor 10
San Francisco, CA 94104
(415) 956-2828
478694.2

1 Plaintiff disagrees with Defendant's contentions but requested additional time to more fully
2 respond to Defendant's letter.

3 Extending the time for Defendant to respond to Plaintiff's complaint will
4 afford the parties additional time to meet and confer regarding the issues raised in
5 Defendant's November 30, 2018, meet and confer correspondence. The parties agree that
6 additional time to evaluate the respective positions may eliminate the need for motion
7 practice or reduce the number of issues raised in a motion by Defendant. Defendant agrees
8 that any motion to dismiss it may file under FRCP Rule 12(b) will be noted for consideration
9 no earlier than January 18, 2019.

10 Pursuant to FRCP Rule 6(b), the Court may, for good cause, extend the time
11 for Defendant to respond to Plaintiff's Complaint.

12 Based on the foregoing, Plaintiff and Defendant jointly request that the Court
13 issue an order extending the deadlines for Defendant's responsive pleading to December 21,
14 2018.

15 IT IS SO STIPULATED THROUGH COUNSEL OF RECORD

16
17 Dated: December 4, 2018

ROGERS JOSEPH O'DONNELL, PC

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19 By: /s/ Robert C. Goodman

20 Robert C. Goodman, WSBA No. 49144
21 E. Jacob Lubarsky, WSBA No. 52992
22 311 California Street, 10th Floor
23 San Francisco, CA 94104
24 *rgoodman@rjo.com*
25 *jlubarsky@rjo.com*
26 Telephone: (415) 956-2828
27 *Attorneys for Defendant*
28 TEXACO DOWNSTREAM PROPERTIES
INC.

1 Dated: December 4, 2018

VERIS LAW GROUP PLLC

2
3 By: /s/ David F. Stearns

4 Howard F. Jensen, WSBA No. 25144

David F. Stearns, WSBA No. 45257

1809 Seventh Ave., Suite 1400

Seattle, WA 98101

howard@verislawgroup.com

david@verislawgroup.com

Telephone: (206) 829-9590

Attorneys for Plaintiff

8 MAPLE LEAF HOUSING INVESTMENTS,
9 LLC

10 I attest that concurrence in the filing of this document has been obtained from
11 David F. Stearns, counsel for Maple Leaf Housing Investments, LLC.

12
13 Dated: December 4, 2018

ROGERS JOSEPH O'DONNELL

14
15 By: /s/ Robert C. Goodman

16 ROBERT C. GOODMAN

Attorneys for Defendants

~~PROPOSED~~ ORDER

The deadlines in this case are hereby extended as follows:

Defendant's responsive pleading shall be filed no later than December 21, 2018.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: December 11, 2018

By Memo S. Lasnik
HONORABLE ROBERT S. LASNIK
U.S. DISTRICT COURT JUDGE